

Appl. No. 10/017,852
Amendment Dated 10/24/2005
Reply to Office Action of August 23, 2005

REMARKS

Claims 1-19 stand in this application. Claims 6-13 and 17-19 are allowed. Claims 1 and 14 have been amended. No new matter has been added. Favorable reconsideration and allowance of the standing claims are respectfully requested. Applicant respectfully requests favorable reconsideration and allowance of the standing claims.

At page 2 of the Office Action claims 1, 3, 4, 14, 15, and 16 stand rejected under 35 U.S.C. § 102(a) as being anticipated by United States Patent Application Publication 2001/0023430 A1 to Srinivasan ("Srinivasan"). At page 3 of the Office Action claims 2 and 5 stand rejected under 35 U.S.C. § 103(a) as being obvious over Srinivasan. Applicant respectfully traverses the anticipation and obviousness rejections, and requests reconsideration and withdrawal of these rejections.

Applicant respectfully submits that to anticipate a claim under 35 U.S.C. § 102(a), the cited reference must teach every element of the claim. See MPEP § 2131, for example. Applicant submits that Srinivasan fails to teach each and every element recited in claims 1 and 14 and thus they define over Srinivasan. For example, with respect to claim 1, Srinivasan fails to teach, among other things, the following language:

determining whether an access number associated with said one of said plurality of call terminals is a bridge number; and
creating said audio bridge session between said plurality of call terminals in accordance with said determination.

At the relevant cite, namely paragraph [0022], Srinivasan teaches, generally, that:

[A] teleconference must first be scheduled using the conferencing bridge 2. A bridge number is given to all

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parties that will attend the conference as well as a time for when the conference will be held.

In contrast, claim 1, as amended, recites determining whether an access number associated with one of the plurality of call terminals is a bridge number and then creating the audio bridge session between the plurality of call terminals in accordance with the determination. The teleconference does not have to be prescheduled, the bridge number and the time for when the conference will be held does not have to be given to all the parties that will attend the conference as taught by Srinivasan. Furthermore, nowhere does Srinivasan disclose, teach or fairly suggest that once a request to create an audio bridge is received from a call terminal and it is determined that an access number associated with the call terminal is a bridge number, that the audio bridge session between a plurality of terminals is created in accordance with the determination, as recited in amended claim 1. Applicant submits that Srinivasan fails to disclose, teach or fairly suggest the above features recited in claim 1. Accordingly, Applicant submits that claim 1 is patentable over Srinivasan and the anticipation rejection with respect thereto and all claims depending therefrom should be withdrawn.

Claim 14 has been amended to include features similar to those of claim 1. Accordingly, for reasons analogous to those discussed above with respect to claim 1, Applicant submits that claim 14 is patentable over Srinivasan and the anticipation rejection with respect thereto and all claims depending therefrom should be withdrawn.

Applicant submits that Claims 2 and 5 are non-obvious and patentable in view of Srinivasan by virtue of their dependence from claim 1.

Claims 6-13 and 17-19 are allowed as they stand.

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For at least the above reasons, Applicant submits that claims 1-19 are patentable because they recite features that the cited reference, fails to disclose, teach or fairly suggest. Accordingly, Applicant submits that the claims are not anticipated nor rendered obvious in view of the cited reference.

It is believed that claims 1-19 are in allowable form. Accordingly, a timely Notice of Allowance to this effect is earnestly solicited.

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The Examiner is invited to contact the undersigned at 724-933-3392 to discuss any matter concerning this application.

The Office is hereby authorized to charge any additional fees or credit any overpayments under 37 C.F.R. § 1.16 or § 1.17 to Deposit Account No. 02-2666.

Respectfully submitted,

KACVINSKY LLC

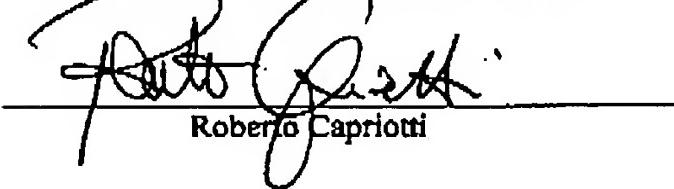
/Roberto Capriotti/
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Under 37 CFR 1.34(a)

Dated: October 24, 2005

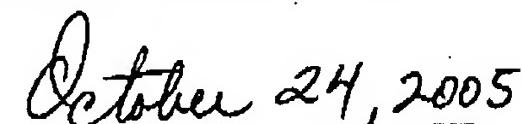
4500 Brooktree Road
Suite 102
Wexford, PA 15090
(724) 933-9390

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING TRANSMITTED BY FACSIMILE ON THE DATE SHOWN BELOW TO THE UNITED STATES PATENT AND TRADEMARK OFFICE.



Roberto Capriotti



Date